

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LAM RESEARCH CORP.,
Petitioner,

v.

DANIEL L. FLAMM,
Patent Owner.

IPR2015-01764
Patent RE 40,264 E

Before JO-ANNE M. KOKOSKI, *Administrative Patent Judge*.

ORDER
Petitioner's Motions for Admission *Pro Hac Vice* of
Morgan Chu and Talin Gordnia
37 C.F.R. § 42.10

Petitioner filed motions for *pro hac vice* admission of Mr. Morgan Chu (Paper 10) and Ms. Talin Gordnia (Paper 11) on May 9, 2016. Petitioner represents that Patent Owner does not oppose the motions. Paper 10, 3; Paper 11, 3.¹ Petitioner’s motion for *pro hac vice* admission of Mr. Chu is *granted*. For the following reasons, Petitioner’s motion for *pro hac vice* admission of Ms. Gordnia is *denied without prejudice*.

In support of its motion for *pro hac vice* admission of Ms. Gordnia, Petitioner relies on the Declaration of Talin Gordnia (Exhibit 1014). Paper 11, 1. The document filed as Exhibit 1014 is not the Declaration of Talin Gordnia, however, but instead is a copy of Petitioner’s motion. *See* Exhibit 1014. Consequently, Petitioner’s motion was not accompanied by an affidavit or declaration of Ms. Gordnia, as required by the Notice authorizing motions for *pro hac vice* admission. *See* Paper 3, 2 (citing Order—Authorizing Motion for *Pro Hac Vice* Admission in Case IPR2013-00639, Paper 7 (“A motion for *pro hac vice* admission must . . . [b]e accompanied by an affidavit or declaration of the individual seeking to appear”). Petitioner is authorized to file, if it wishes, a revised motion for *pro hac vice* admission of Ms. Gordnia, accompanied by the required declaration.

¹ Petitioner states that “Petitioner has confirmed with Patent Owner that *Petitioner* does not oppose the present motion.” Paper 10, 3 (emphasis added); *see also* Paper 11, 3 (same). We recognize that this is a typographical error, and that it is Patent Owner that does not oppose Petitioner’s motion.

It is

ORDERED that Petitioner's motion for *pro hac vice* admission of Ms. Talin Gordnia is *denied without prejudice*;

FURTHER ORDERED that Petitioner is authorized to file a revised motion for *pro hac vice* admission of Ms. Gordnia, accompanied by a declaration from Ms. Gordnia attesting to the items set forth in *Unified Patents, Inc. v. Parallel Iron, LLC*, Case IPR2013-00639 (PTAB Oct. 15, 2013) (Paper 7);

FURTHER ORDERED that Petitioner's motion for *pro hac vice* admission of Mr. Morgan Chu is *granted*;

FURTHER ORDERED that Mr. Chu is authorized to represent Petitioner as back-up counsel only;

FURTHER ORDERED that Mr. Chu is to comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials, as set forth in Part 42 of Title 37, Code of Federal Regulations; and

FURTHER ORDERED that Mr. Chu is subject to the Office's disciplinary jurisdiction under 37 C.F.R. § 11.19(a), and the USPTO's Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.*

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PETITIONER:

Michael R. Fleming
Samuel Lu
IRELL & MANELLA LLP
LammFlammIPR@irell.com

PATENT OWNER:

Christopher Frerking
chris@ntknet.com